

Minutes of the Regular Meeting of the Board of Education, Island Trees Union Free School District, Town of Hempstead, County of Nassau, Levittown, New York. The meeting was held at the Geneva N. Gallow School, 74 Farmedge Road, Levittown, New York, on Tuesday, April 20, 2010.

The meeting was called to order by Mr. Peter Ray, President, at 8:02 PM.

**MEMBERS PRESENT:** Mr. Peter Ray, President  
Mr. Carl Bonsignore, Vice President  
Mr. Robert Condela  
Mrs. Christine Holt  
Ms. Patricia Mahon  
Mrs. Kim McDonough  
Mr. Kenneth Rochon

**ALSO PRESENT:** Dr. Charles J. Murphy, Superintendent of Schools  
Dr. Arlene Genden Sage, Assistant Superintendent for Special Ed.  
Ms. Susan Hlavenka, Assistant Superintendent for Business  
Mr. Richard Guercio, General Legal Counsel  
Mrs. Randy Glasser, General Legal Counsel  
Mrs. Concetta Carr, District Clerk

**PLEDGE OF ALLEGIANCE:** Mr. Ray led the pledge of allegiance to the flag followed by a moment of silence.

**MINUTES:** Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Rochon, seconded by Mr. Bonsignore, and carried unanimously (7-0) to approve the following minutes:

Special Meeting/Budget Workshop & Executive Session – March 3, 10, 15, 22, 2010

Regular Meeting & Executive Session – March 24, 2010

Committee on Special Education – March 12, 16, 17, 19, 22, 23, 26, 2010

Sub-Committee on Special Education –March 11, 12, 17, 18, 22, 23, 25, 26, 2010

Committee on Preschool Special Education – March 12, 19, 23, 26, 2010

**COMMENTS FROM VISITORS:**

The Board heard comments and concerns from members of the audience.

**ACTION ITEMS**

**1. Board of Education Approval of Nassau BOCES Administrative Operations Budget for the 2010-2011 School Year**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Bonsignore, seconded by Ms. Mahon, and carried unanimously (7-0) to approve the Nassau BOCES Administrative Operations Budget for the 2010-2011 School Year in the amount of eighteen million four hundred twenty-eight thousand three hundred eighty-seven dollars (\$18,428,387).

**2. Board of Education Election of Three Candidates to the Vacant Nassau BOCES Board Seats**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Ms. Mahon, seconded by Mr. Condela, and carried unanimously (7-0) to elect the following **three** candidates to the vacant Nassau BOCES Board seats:

Ronald Ellerbe  
Douglas Pascarella  
Gale Ross-Srulevich

**3. Board of Education Approval of Adoption of District Budget for the 2010-2011 School Year**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Condela, seconded by Mrs. Holt, and carried (5-2) to approve the adoption of the 2010-2011 school year budget to be voted on by the residents of the Island Trees Union Free School District, Town of Hempstead, on May 18, 2010, with total expenditures in the amount of \$57,020,084.

Vote on the **Motion**:

Ayes: 5

Nays: 2 (Mr. Bonsignore, Mr. Condela)

**4. Board of Education Approval of Property Tax Report Card**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Holt, seconded by Mrs. Kim McDonough, and carried unanimously (7-0) to approve the following resolution:

RECOMMENDED ACTION: WHEREAS, New York State amended Part 170 of the Regulations of the Commissioner to require the Board of Education of each school district to annually prepare a Property Tax Report Card and make it publicly available.

NOW THEREFORE BE IT RESOLVED, That the Island Trees Board of Education approves the 2010-2011 Property Tax Report Card prepared by Mrs. Susan Hlavenka, Assistant Superintendent for Business, as presented.

**5. Board of Education Approval of the CSEA 2010-2011 Holiday Calendar**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. McDonough, seconded by Mr. Rochon, and carried unanimously (7-0) to approve the CSEA Holiday calendar for the 2010-2011 school year, as presented.

**6. Board of Education Approval of Closed Campus at the High School**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Rochon, seconded by Mr. Bonsignore, and carried (6-1) to approve a closed campus at Island Trees High School, grades 9-12, commencing the 2010-2011 school year.

Vote on the **Motion**:

Ayes: 6

Nays: 1 (Mr. Condela)

**7. Board of Education Approval of Bid Award for Maintenance Building**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Bonsignore seconded by Ms. Mahon, and carried unanimously (7-0) to approve the award of Contract G for the new maintenance building along with alternates H1, G3, and G8 to the lowest responsible bidder, SMC Construction Corp., in the total amount of \$832,365.00.

**8. Board of Education Approval of Change Order #1 to Contract G – Maintenance Building**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Ms. Mahon, seconded by Mr. Condela, and carried unanimously (7-0) to approve Change Order #1 to Contract G – Maintenance Building, in the credit amount of \$(1,700.00) representing a negotiated credit in the cost of Alternate H1 – Cooling Coil and Condensing Unit, and authorizes the Board President to sign such Change Order subject to the review and approval of District Counsel.

**9. Board of Education Approval of Change Order #2 to Contract G – Maintenance Building**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Condela, seconded by Mrs. Holt, and carried unanimously (7-0) to approve Change

Order #2 to Contract G – Maintenance Building, restoring stainless steel plumbing fixtures as per original bid specifications at a total cost of \$7,151.00 all of which shall be applied to the construction allowance therefore resulting in no change in the total contract amount, and authorizes the Board President to sign such Change Order subject to the review and approval of District Counsel.

**10. Board of Education Approval of Change Order #3 to Contract G – Maintenance Building**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Holt, seconded by Mrs. McDonough, and carried unanimously (7-0) to approve Change Order #3 to Contract G – Maintenance Building, for a revised phased staging and demolition plan with the total cost of \$2,055.00 all of which will be applied to the construction allowance therefore resulting in no change in the total contract amount, and authorizes the Board President to sign such Change Order subject to the review and approval of District Counsel.

**11. Board of Education Approval of Defaulting Superstructures Construction Corp.**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. McDonough, seconded by Mr. Rochon, and carried unanimously (7-0) to approve the following resolution:

RECOMMENDED ACTION: WHEREAS Superstructures Construction Corporation on SED Project No. 28-02-03-0-004-031, is hereby defaulted pursuant to the applicable terms and conditions of the contract with said contractor and its performance bond; and Superintendent Dr. Charles J. Murphy is directed, through the District's attorney, to make a formal claim against the aforementioned performance bond for liquidated and other damages, and all other remedies available pursuant to law and the aforementioned contract and bond. The aforementioned default is due to the aforesaid contractor's failure to timely and completely fulfill its contractual obligations with regard to the work on the aforesaid project despite numerous written and verbal admonishments regarding its failure to fully, properly, appropriately and timely perform pursuant to the aforementioned contract, the District's notice to the aforesaid contractor that it was considering declaring it in default, and the meeting held on October 1, 2009 to discuss methods of the aforesaid contractor performing the aforementioned contract.

**12. Board of Education Approval of Change Order #3 to Bond Issue 5, Contract E – Electrical Upgrades, New Fire Alarm System, New Security Camera System, and Interactive White Board Technology Upgrades**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Rochon, seconded by Mr. Bonsignore, and carried unanimously (7-0) to approve Change Order #3 to Bond Issue #5, Contract E – Electrical Upgrades, New Fire Alarm

System, New Security Camera System, and Interactive White Board Technology Upgrades, representing a \$97.76 increase in the total contract amount, and authorizes the Board President to sign said change order subject to review and approval of District Counsel.

**13. Board of Education Approval of Nassau BOCES Transportation Shared Services Bid**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Bonsignore, seconded by Ms. Mahon, and carried unanimously (7-0) to approve the the following resolution:

RECOMMENDED ACTION: WHEREAS, a number of public school districts in Nassau County wish to jointly solicit proposals, together with the Nassau Board of Cooperative Educational Services (“BOCES”) for pupil transportation services for the 2010-2011 school year (and any renewal period) in accordance with the applicable provisions of General Municipal Law;

WHEREAS, the public school districts and the BOCES have agreed to form a Cooperative (the “Cooperative”) for this purpose:

WHEREAS, the School District, is desirous of participating in the Cooperative for joint solicitation of proposals for pupil transportation services as authorized by General Municipal Law, Section 119-0 in accordance with the terms and conditions of the Inter-Municipal Cooperative Transportation Agreement attached hereto; and,

NOW THEREFORE BE IT RESOLVED that the Board of Education authorizes the School District to participate in the Cooperative.

BE IT FURTHER RESOLVED that the Board of Education hereby approves the Inter-Municipal Cooperative Transportation Agreement attached hereto and authorizes the Board President to execute the Agreement on behalf of the Board of Education.

**14. Board of Education Approval of Emergency Repair Orders**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Ms. Mahon, seconded by Mr. Condela, and carried unanimously (7-0) to approve payment of the following emergency repair orders:

1. \$1,904.35 to JIMCO Auto Repairs Inc., 585 Hicksville Rd., Bethpage, NY 11714, for the emergency repair of a district vehicle (1990 Ford Bronco)
2. \$8,970.00 to The Landtek Group Inc., 235 County Line Road, Amityville, NY 11701, for the emergency repair of the High School Running Track.

**15. Board of Education Approval of Health Service Agreements**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Condela, seconded by Mrs. Holt, and carried unanimously (7-0) to approve entering into the Health Service Agreements with the following school districts for the 2009-2010 school year, and authorizes the Board President to sign such contract subject to review and approval of District Counsel:

Garden City Public Schools  
West Hempstead UFSD  
Bellmore UFSD  
Manhasset UFSD

**16. Board of Education Approval to Declare Surplus and Dispose of High School and Stokes Elementary School Library Books**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Holt, seconded by Mrs. McDonough, and carried unanimously (7-0) to approve to declare surplus and dispose of damaged library books from the high school library and Stokes Elementary School library as it sees fit pursuant to the State Education Department's recommended procedures

**17. Board of Education Approval of Seasonal Workers**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. McDonough, seconded by Mr. Rochon, and carried unanimously (7-0) to approve and authorize the hiring of ten (10) seasonal workers at a rate of \$10 per hour, specific names to be placed on the next Personnel Report.

**18. Board of Education Acceptance of New Regulation #0100, Equal Opportunity and Nondiscrimination Policy – 1<sup>st</sup> Reading**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Rochon, seconded by Mr. Bonsignore, and carried unanimously (7-0) to accept as a first reading the Equal Opportunity and Nondiscrimination Policy #0100 as presented.

**19. Board of Education Acceptance of New Regulation #0100-R, Equal Opportunity and Nondiscrimination Regulation Policy – 1<sup>st</sup> Reading**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Bonsignore, seconded by Ms. Mahon, and carried unanimously (7-0) to accept as a first reading the Equal Opportunity and Nondiscrimination Regulation #0100-R as presented.

**20. Board of Education Acceptance Revised Policy #8635, Information Security Breach and Notification – 1<sup>st</sup> Reading**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Ms. Mahon, seconded by Mr. Condela, and carried unanimously (7-0) to accept as a first reading the Information Security Breach and Notification Policy #8635 as presented.

**21. Board of Education Acceptance of New Policy #5285, Student Eligibility for Occupational Educational Programs - 1<sup>st</sup> Reading**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Condela, seconded by Mrs. Holt, and carried unanimously (7-0) to accept as a first reading of the Student Eligibility for Occupational Educational Programs Policy #5285, as presented.

**22. Board of Education Approval of Personnel Report**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Holt seconded by Mrs. McDonough, and carried unanimously (7-0) to approve, as presented, the Personnel Report dated April 20, 2010, items 1 through 38 inclusive.

**23. Board of Education Approval of Use of Buildings**

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. McDonough, seconded by Mr. Rochon, and carried unanimously (7-0) to approve the use of buildings or fields by the following community and school organizations for the 2009-2010 school year subject to the limitations of policy and regulation:

Island Trees Soccer Club  
Nassau County Soccer Officials Association  
Stokes PTA  
Island Trees Youth Football  
Girl Scout Troop 3635  
Girl Scout Plains

**FINANCIAL REPORT**

The Board of Education accepted the Financial Report for February, 2010, as presented.

**COMMENTS  
FROM VISITORS  
(OLD & NEW  
BUSINESS):**

The Board heard comments and concerns from members of the audience.

Mr. Carl Bonsignore and Mr. Peter Ray announced that they would not be seeking another term as Board of Education trustees.

**EXECUTIVE  
SESSION:**

On **Motion** of Mr. Condela, seconded by Mrs. Holt, and unanimously carried (7-0), the meeting adjourned to Executive Session at 8:55 PM to discuss CSEA negotiations.

**RETURN TO  
REGULAR  
SESSION:**

On **Motion** of Mr. Condela, seconded by Mrs. Holt, and unanimously carried (7-0), the members came out of Executive Session at 9:50 PM.

**ADJOURNED:**

On **Motion** of Mr. Condela, seconded by Mrs. Holt, and unanimously carried (7-0), the meeting adjourned at 9:51 PM.

Respectfully submitted,

Concetta Carr  
District Clerk

Minutes approved \_\_\_\_\_